

REMARKS

Reconsideration of the application in view of the present amendment is respectfully requested.

By the present amendment, claim 1 has been canceled. Claim 13 has been added. Claims 2, 5, 7, 9, 11 and 12 have been amended to provide their proper dependency. Claim 9 has also been amended to eliminate indefiniteness therein.

Based on the foregoing amendments and the following remarks, the application is deemed to be in condition for allowance and action to that end is respectfully requested.

I. Rejection Under 35 U.S.C. § 112

The Examiner rejected claim 9 under 35 U.S.C. § 112, second paragraph, for being indefinite, pointing out the language in claim 9 rendering the claim indefinite.

As noted above, claim 9 has been amended to eliminate indefiniteness therein.

II. Rejection Over the Prior Art

The Examiner rejected claims 1-3, 7 and 8 under 35 U.S.C. § 103(a) as being unpatentable over Rydell, U.S. Patent No. 3,596,558 (Rydell) in view of Oster, U.S. Patent 4,468,159 (Oster) and of Miller, U.S. Patent No. 5,165,827 (Miller). It is respectfully submitted that of claims 2-13 are patentable over the cited references.

Specifically, claim 13 recites that the post and vacuum plates are securable with each other with the possibility of both linear displacement relative to each other in the plane the base plate extends, and pivotal movement relative to each other.

The novel feature of the present invention insures both easy mounting of the stand on a surface and easy adjustment of the core drilling bit position.

The novel feature of the present invention is not disclosed or suggested in the prior art. Considering the prior art, Rydell does not disclose pivotal movement of the plate relative to each other. Nor is the novel feature disclosed in either of Oster and Miller.

In view of the above, it is respectfully submitted that claim 13 is patentable over the prior art and is allowable.

Claims 7-8 depend on claim 13 and are allowable as being dependent on an allowable subject matter.

Claims 2-6 and 9-12 were indicated as being allowable.

CONCLUSION

In view of the foregoing, it is respectfully submitted that the application is in condition for allowance, and allowance of the application is respectfully requested.

Should the Examiner require or consider it advisable that the specification, claims and/or drawings be further amended or corrected in formal respects, in order to place the case in condition for final allowance, then it is respectfully requested that such amendment or correction to be carried out by Examiner's amendment and the case passed to issue. Alternatively, should the Examiner feel that a personal discussion might be helpful in advancing this case to allowance, the Examiner is invited to telephone the undersigned.

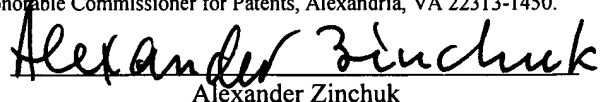
Respectfully submitted,



Alexander Zinchuk
Reg. No. 30,541

Date: September 21, 2005
Abelman, Frayne & Schwab
666 Third Avenue, 10th Floor
New York, NY 10017-5621
212-885-9383

This correspondence is being deposited with the United States Postal Service on September 21, 2005 in an envelope as "Express Mail Post Office to Addressee" Mailing Label Number **ER 843 205 079** US addressed to the Honorable Commissioner for Patents, Alexandria, VA 22313-1450.


Alexander Zinchuk